ESTTA Tracking number:

ESTTA1085497

Filing date:

09/30/2020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92025859
Party	Defendant General Cigar Co., Inc.
Correspondence Address	ANDREW DEUTSCH DLA PIPER LLP US 2000 AVENUE OF THE STARS SUITE 400 LOS ANGELES, DE 90067 UNITED STATES Primary Email: Andrew.Deutsch@dlapiper.com Secondary Email(s): David.Huff@dlapiper.com, mkrinsky@rbskl.com, joshua.schwartzman@us.dlapiper.com, john.nading@us.dlapiper.com 212.335.4880
Submission	Testimony For Defendant
Filer's Name	Andrew L. Deutsch
Filer's email	andrew.deutsch@us.dlapiper.com, john.nading@us.dlapiper.com
Signature	/Andrew L. Deutsch/
Date	09/30/2020
Attachments	COS - Fed Action Docs.pdf(11539 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Trademark Registration No. 1147309

For the mark COHIBA

Date registered: February 17, 1981

AND

In the matter of the Trademark Registration No. 1898273

For the mark COHIBA

Date registered: June 6, 1995

----- X

EMPRESA CUBANA DEL TABACO, d.b.a. CUBATABACO,

v.

-----,

Petitioner, : Cancellation No. 92025859

GENERAL CIGAR CO., INC.,

Respondent.

CERTIFICATE OF SERVICE

I hereby certify that on this date I have caused to be served a true and correct copy of the foregoing **Federal Action Documents** by transmitting copies by email to Petitioner's counsel:

Michael R. Krinsky Lindsey Frank Rabinowitz, Boudin, Standard, Krinsky & Lieberman, P.C. 14 Wall Street, Suite 3002 New York, NY 10005 mkrinsky@rbskl.com lfrank@rbskl.com

General Cigar's Federal Actions Documents

Summary Judgement	Norman Ex. 05	Norman Ex. 06
<u>Exhibits</u>	Goldstein Ex. 45	Norman Ex. 07
Norman Summary Judgment	Goldstein Ex. 84A	Norman Ex. 08
Ex. 01	Goldstein Ex. 84B	Norman Ex. 09
Norman Summary Judgment	Goldstein Ex. 84C	Norman Ex. 10
Ex. 02	Goldstein Ex. 84D	Norman Ex. 11
Norman Ex. 56	Norman Ex. 03	Norman Ex. 12
Norman Ex. 04	Norman Ex. 05a	Norman Ex. 13

N	N F 66	D 6 1 4 E 1314 50
Norman Ex. 14	Norman Ex. 66	Defendant's Exhibit 53
Norman Ex. 15	Norman Ex. 67	Defendant's Exhibit 54
Norman Ex. 16	Norman Ex. 68	Defendant's Exhibit 57
Norman Ex. 17	Norman Ex. 69	Defendant's Exhibit 58
Norman Ex. 18	Norman Ex. 70	Defendant's Exhibit 59
Norman Ex. 19	Norman Ex. 71	Defendant's Exhibit 61
Norman Ex. 20	Norman Ex. 72	Defendant's Exhibit 62
Norman Ex. 21	Norman Ex. 73	Defendant's Exhibit 64
Norman Ex. 22	Norman Ex. 74	Defendant's Exhibit 66
Norman Ex. 23	Norman Ex. 75	Defendant's Exhibit 67
Norman Ex. 24	Norman Ex. 76	Defendant's Exhibit 69
Norman Ex. 25	Norman Ex. 102	Defendant's Exhibit 72
Nornam Ex. 26	Trial Exhibits	Defendant's Exhibit 73.1
Norman Ex. 27	Defendant's Ex. 2	Defendant's Exhibit 24
Norman Ex. 28	Defendant's Ex. 4	Defendant's Exhibit 73
Norman Ex. 29	Defendant's Ex. 5	Defendant's Exhibit 75
Norman Ex. 30	Defendant's Exhibit 6	Defendant's Exhibit 28A
Norman Ex. 31	Defendant's Exhibit 7	Defendant's Exhibit 76
	Defendant's Exhibit 8	Defendant's Exhibit 28B
Norman Ex. 32		
Norman Ex. 33	Defendant's Exhibit 9	Defendant's Exhibit 82
Norman Ex. 34	Defendant's Exhibit 10	Defendant's Exhibit 83
Norman Ex. 35	Defendant's Exhibit 11	Defendant's Exhibit 84
Norman Ex. 36	Defendant's Exhibit 12	Defendant's Exhibit 85
Norman Ex. 37	Defendant's Exhibit 13	Defendant's Exhibit 85A
Norman Ex. 38	Defendant's Exhibit 14	Defendant's Exhibit 86
Norman Ex. 39	Defendant's Exhibit 15	Defendant's Exhibit 84
Norman Ex. 40	Defendant's Exhibit 18	Defendant's Exhibit 88
Norman Ex. 41	Defendant's Exhibit 20	Defendant's Exhibit 89
Norman Ex. 42	Defendant's Exhibit 21	Defendant's Exhibit 90
Norman Ex. 43	Defendant's Exhibit 23	Defendant's Exhibit 91
Norman Ex. 44	Defendant's Exhibit 24	Defendant's Exhibit 92
Norman Ex. 45	Defendant's Exhibit 25	Defendant's Exhibit 93
Norman Ex. 46	Defendant's Exhibit 27	Defendant's Exhibit 94
Norman Ex. 47	Defendant's Exhibit 28	Defendant's Exhibit 95
Norman Ex. 48	Defendant's Exhibit 29	Defendant's Exhibit 96
Norman Ex. 49	Defendant's Exhibit 31	Defendant's Exhibit 97
Norman Ex. 50	Defendant's Exhibit 32	Defendant's Exhibit 98
Norman Ex. 51	Defendant's Exhibit 33	Defendant's Exhibit 99
Norman Ex. 52	Defendant's Exhibit 34	Defendant's Exhibit 101
Norman Ex. 53	Defendant's Exhibit 34A	Defendant's Exhibit 102
Norman Ex. 54	Defendant's Exhibit 35	Defendant's Exhibit 103
Norman Ex. 55	Defendant's Exhibit 37	Defendant's Exhibit 104
Norman Ex. 57	Defendant's Exhibit 38	Defendant's Exhibit 105
Norman Ex. 58	Defendant's Exhibit 39	Defendant's Exhibit 122
Norman Ex. 59	Defendant's Exhibit 40	Defendant's Exhibit 123
Norman Ex. 60	Defendant's Exhibit 41	Defendant's Exhibit 124
Norman Ex. 61	Defendant's Exhibit 42	Defendant's Exhibit 125
Norman Ex. 62	Defendant's Exhibit 44	Defendant's Exhibit 126
Norman Ex. 63	Defendant's Exhibit 45	Defendant's Exhibit 127
Norman Ex. 64	Defendant's Exhibit 46	Defendant's Exhibit 128
Norman Ex. 65	Defendant's Exhibit 52	Defendant's Exhibit 129

Defendant's Exhibit 130	Defendant's Exhibit 197	Defendant's Exhibit 276 A
	Defendant's Exhibit 187	Defendant's Exhibit 276A
Defendant's Exhibit 131	Defendant's Exhibit 188	Defendant's Exhibit 276C
Defendant's Exhibit 132	Defendant's Exhibit 190	Defendant's Exhibit 277
Defendant's Exhibit 133	Defendant's Exhibit 191	Defendant's Exhibit 278
Defendant's Exhibit 134	Defendant's Exhibit 192	Defendant's Exhibit 282
Defendant's Exhibit 135	Defendant's Exhibit 194	Defendant's Exhibit 283
Defendant's Exhibit 136	Defendant's Exhibit 195	Defendant's Exhibit 284
Defendant's Exhibit 137	Defendant's Exhibit 196	Defendant's Exhibit 285
Defendant's Exhibit 138	Defendant's Exhibit 197	Defendant's Exhibit 287
Defendant's Exhibit 139	Defendant's Exhibit 198	Defendant's Exhibit 287-1
Defendant's Exhibit 140	Defendant's Exhibit 199	Defendant's Exhibit 288
Defendant's Exhibit 141	Defendant's Exhibit 215	Defendant's Exhibit 289
Defendant's Exhibit 143	Defendant's Exhibit 217	Defendant's Exhibit 290
Defendant's Exhibit 145	Defendant's Exhibit 218	Defendant's Exhibit 294
Defendant's Exhibit 146	Defendant's Exhibit 219	Defendant's Exhibit 298
Defendant's Exhibit 149	Defendant's Exhibit 222	Defendant's Exhibit 301
Defendant's Exhibit 148	Defendant's Exhibit 223	Defendant's Exhibit 302
Defendant's Exhibit 150	Defendant's Exhibit 224	Defendant's Exhibit 303
Defendant's Exhibit 151	Defendant's Exhibit 225	Defendant's Exhibit 304
Defendant's Exhibit 152	Defendant's Exhibit 229	Defendant's Exhibit 305
Defendant's Exhibit 153	Defendant's Exhibit 230	Defendant's Exhibit 306
Defendant's Exhibit 154	Defendant's Exhibit 235	Defendant's Exhibit 307
Defendant's Exhibit 155	Defendant's Exhibit 236	Defendant's Exhibit 308
Defendant's Exhibit 156	Defendant's Exhibit 237	Defendant's Exhibit 309
Defendant's Exhibit 157	Defendant's Exhibit 238	Defendant's Exhibit 310
Defendant's Exhibit 158	Defendant's Exhibit 239	Defendant's Exhibit 311
Defendant's Exhibit 159	Defendant's Exhibit 240	Defendant's Exhibit 312
Defendant's Exhibit 160	Defendant's Exhibit 242	Defendant's Exhibit 315
Defendant's Exhibit 161	Defendant's Exhibit 243	Defendant's Exhibit 318
Defendant's Exhibit 163	Defendant's Exhibit 246	Defendant's Exhibit 320
Defendant's Exhibit 164	Defendant's Exhibit 247	Defendant's Exhibit 500
Defendant's Exhibit 165	Defendant's Exhibit 248	Defendant's Exhibit 502
Defendant's Exhibit 166	Defendant's Exhibit 249	Defendant's Exhibit 602
Defendant's Exhibit 167	Defendant's Exhibit 254	Defendant's Exhibit 603
Defendant's Exhibit 168	Defendant's Exhibit 255	Defendant's Exhibit 604
Defendant's Exhibit 169	Defendant's Exhibit 257	Defendant's Exhibit 5
Defendant's Exhibit 170	Defendant's Exhibit 258	Defendant's Exhibit 605
Defendant's Exhibit 171	Defendant's Exhibit 260	Defendant's Exhibit 5A
Defendant's Exhibit 172	Defendant's Exhibit 262	Defendant's Exhibit 606
Defendant's Exhibit 173	Defendant's Exhibit 263"	Defendant's Exhibit 607
Defendant's Exhibit 174	Defendant's Exhibit 264	Defendant's Exhibit 608
Defendant's Exhibit 175	Defendant's Exhibit 265	Defendant's Exhibit 609
Defendant's Exhibit 177	Defendant's Exhibit 266	Defendant's Exhibit 610
Defendant's Exhibit 178	Defendant's Exhibit 267	Defendant's Exhibit 612
Defendant's Exhibit 179	Defendant's Exhibit 269	Defendant's Exhibit 613
Defendant's Exhibit 180	Defendant's Exhibit 271	Defendant's Exhibit 614
Defendant's Exhibit 181	Defendant's Exhibit 272	Defendant's Exhibit 615
Defendant's Exhibit 183	Defendant's Exhibit 273	Defendant's Exhibit 616
Defendant's Exhibit 26	Defendant's Exhibit 274	Defendant's Exhibit 617
Defendant's Exhibit 183A	Defendant's Exhibit 275	Defendant's Exhibit 618
Defendant's Exhibit 185	Defendant's Exhibit 276	Defendant's Exhibit 619

Defendant's Exhibit 620	Defendant's Exhibit 660	Defendant's Exhibit 684B
Defendant's Exhibit 621	Defendant's Exhibit 661	Defendant's Exhibit 690
Defendant's Exhibit 622	Defendant's Exhibit 662	Defendant's Exhibit 692
Defendant's Exhibit 623	Defendant's Exhibit 664	Defendant's Exhibit 693
Defendant's Exhibit 624	Defendant's Exhibit 665	Defendant's Exhibit 694
Defendant's Exhibit 625	Defendant's Exhibit 666	Defendant's Exhibit 695
Defendant's Exhibit 633	Defendant's Exhibit 667	Defendant's Exhibit 721
Defendant's Exhibit 634	Defendant's Exhibit 668	Defendant's Exhibit 722
Defendant's Exhibit 635	Defendant's Exhibit 672	Defendant's Exhibit 724
Defendant's Exhibit 636	Defendant's Exhibit 674	Defendant's Exhibit 725
Defendant's Exhibit 638	Defendant's Exhibit 676	Defendant's Exhibit 726
Defendant's Exhibit 640	Defendant's Exhibit 679	Defendant's Exhibit 727
Defendant's Exhibit 641	Defendant's Exhibit 680A	Defendant's Exhibit 728
Defendant's Exhibit 642	Defendant's Exhibit 680B	Defendant's Exhibit 729
Defendant's Exhibit 643	Defendant's Exhibit 680C	Defendant's Exhibit 730
Defendant's Exhibit 647	Defendant's Exhibit 680D	Defendant's Exhibit 731
Defendant's Exhibit 648	Defendant's Exhibit 680E	Defendant's Exhibit 732
Defendant's Exhibit 649	Defendant's Exhibit 680F	
Defendant's Exhibit 650	Defendant's Exhibit 681	
Defendant's Exhibit 653	Defendant's Exhibit 684A	

Date: September 29, 2020

/s/ Andrew L. Deutsch Andrew L. Deutsch Attorney for Respondent General Cigar Co., Inc